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Practitioner's Docket No. FORE-105

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Barton J. Milburn, Balajee Nagasubramaniam and Lingaraj Patil

Application No.: 10/700,206

Group No.: 2419

Filed: November 3, 2003

Examiner: Steven H.D. Nguyen

For: PERMANENT VIRTUAL CHANNEL/PATH CONNECTION MODIFY

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 41.31)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed October 10, 2008, for a second time rejecting claims 1-13.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for the Notice of Appeal is:

Other than a small entity \$540.00

Notice of Appeal fee due \$540.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

01/15/2009 MBELETE1 00000005 10700206

4. TOTAL FEE DUE

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540.00 OP

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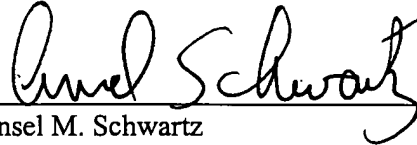
5. FEE PAYMENT

Attached is a check in the amount of \$540.00.

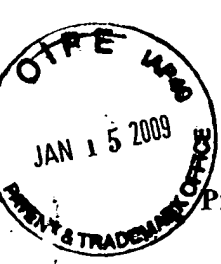
A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 19-0737.

A handwritten signature in cursive script, reading "Ansel Schwartz", is written over a horizontal line.

Ansel M. Schwartz
Registration No. 30,587
Attorney at Law
201 N. Craig Street
Suite 304
Pittsburgh, PA 15213
412-621-9222



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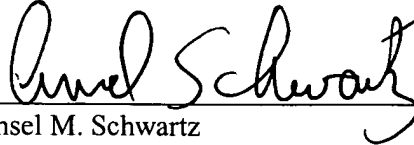
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